

## SUPPLEMENTAL SPECIFICATION

### AMENDMENT TO SECTION 108 – PROSECUTION AND PROGRESS

*The purpose of this Supplemental Specification is to expand the requirements for keeping equipment in good working order.*

**Amend** 108.06 to read:

**108.06 Methods and Equipment.** All equipment used on the Project shall be of sufficient size and mechanical condition to meet the requirements of the Work and to produce work of satisfactory quality. Equipment used shall not cause injury to the roadway, adjacent property, the environment or other highways.

If equipment as used by the Contractor **or Subcontractor**, proves inadequate to obtain the results prescribed by the Contract, the Engineer may order said equipment to be improved or other equipment substituted or added.

When the methods and equipment to be used by the Contractor in accomplishing the construction are not prescribed in the Contract, the Contractor is free to use any methods or equipment that will accomplish the Work that meets the Contract requirements.

Where practicable, spray applications of materials containing fertilizer, asphalt, and other injurious substances which cause pitting or which impair the reflective and brightness values of metal shall precede the installation of susceptible roadside structures such as signs, sign supports, and guardrail; otherwise, coverings shall be used to protect such structures installed prior to the spray applications.

Failure on the part of the Contractor to observe the necessary precautions to prevent damage to property; injury to persons; **or the runoff of fuels, oils, bitumens, or other polluting materials into surface and ground waters (in accordance with RSA 146-A)** shall be sufficient grounds for suspension of the Work. The Contractor is not entitled to a time extension or compensation for such suspensions.

When the methods and equipment to be used are specified, other methods and equipment shall not be used unless requested in writing by the Contractor and approved by the Engineer. The request shall include a description of the methods and equipment proposed and the reasons for making the change. If approval is given, the Contractor shall be responsible for producing work meeting the Contract requirements. If the Engineer determines that the work produced does not meet the Contract requirements, the use of the substitute methods or equipment shall be discontinued and the remaining Work shall be completed with the specified methods and equipment. Deficient work shall be removed and replaced or repaired to the specified quality by and at the Contractor's expense. The Contractor is not entitled to a time extension or compensation for an approved change in methods or equipment.